HONOURABLE SRI JUSTICE D.S.R.VARMA
AND
HONOURABLE SRI JUSTICE P.SWAROOP REDDY

TAKEN UP WRIT PETITION NO.6560 OF 2006
Dated:25.08.2006

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Yendauri Suri Babu

…Petitioner

The Station House Officer, Kalla
Police Station, Kalla
and six others.

…Respondents

HONOURABLE SRI JUSTICE D.S.R.VARMA
AND
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ORAL ORDER: *(per Hon'ble Sri Justice D.S.R.Varma)*

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up on the basis of a telegram, dated 24.03.2006, addressed to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, by one Yendamuri Suri Babu alleging that his son by name Yendamuri Ramakrishna was arrested by the

Police Personnel of Kalla Police Station, under the instructions of one Venkata Reddy, Circle Inspector, Bhimavaram Rural Circle, West Godavari District, on 23.03.2006, acting on the complaint made by one Katta Paralamma, Kopalle Village, Kalla Mandal, under the directions of one Pericherla Lakshmi and the mother of Sai Kumari, and killing of his son in Kalla Police Station by using external force on vital organs.

3. In response to the notice issued by this Court, the third respondent-Circle-Inspector of Police, Bhimavaram Rural Circle, West Godavari District, filed counter-affidavit stating, *inter alia*, that the son of the petitioner, who is the deceased, resident of S.R Naik Nagar, Jeedimetla, Hyderabad, eloped with one Sai Kumari, aged about 19 years, D/o. Pericherla Lakshmi, presently residing at Jeedimetla, Hyderabad, and both of them came to the house of Katta Paralamma, who is the maternal aunt of the said Sai Kumari, situate at Kopalle Village, Kalla Mandal, West Godavari District, on 22.03.2006; that on 16.03.2006, one Smt Pericherla Lakshmi, mother of the said Sai Kumari, lodged a complaint with Jeedimetla Police Station alleging that her daughter was missing since 13.03.2006 and she was suspecting the involvement of the deceased and requested the Police to take necessary action. Upon such complaint, a case in Crime No.215 of 2006 was registered under the heading 'Girl Missing' on 16.03.2006; that the deceased, Sai Kumari, Pericherla Lakshmi and Katta Paralamma boarded an auto and headed towards the first respondent-Police Station and when they were nearing the Police Station, the deceased swallowed insecticide allegedly carried by him and that after the information was passed to the Police by Pericherla Lakshmi, the deceased was shifted to Government Hospital, Bhimavaram, where it was found that he was brought dead.

4. Inquest was conducted on the dead body of the deceased

by the Mandal Executive Officer, Kalla Mandal, and the Superintendent, Government Hospital, Bhimavaram, conducted post-mortem over the dead body of the deceased in order to elicit the cause of death of the deceased and thereafter, the contents of viscera of the deceased were sent to the Assistant Director, Regional Forensic Science Laboratory, Vijayawada, Krishna District, for analysis. The post-mortem report, dated 24.03.2006, reveals that there were no external injuries over the dead body of the deceased and that the stomach of the deceased contains 150 ml of pungent smelling brown colour liquid material. The Doctors, who conducted the post-mortem, have recorded in the final opinion, as under:-

> **"After consideration of the preliminary PM certificate and RFSL report, I am of the opinion that the deceased would appears to have died due to consumption of Organophosphate, an insecticide poison."**

5. The said Final Opinion was signed by one Dr.D.Bhaskar Rao and one Dr.S.Ananda Kumar, Civil Assistant Surgeons, Government Hospital, Bhimavaram.

6. In view of the said post-mortem report and the Final Opinion coupled with the FSL report, we are of the view that there is no truth in the apprehension expressed by the petitioner in her telegram.

7. For the foregoing, the writ petition is liable to be closed and is, accordingly, closed.

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D.S.R.VARMA, J

25.08.2006

DR

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P.SWAROOP REDDY, J